Tan



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Hua Tang et al.

Application No.: 10/695,291

Filed: October 28, 2003

For: PROPOFOL WITH CYSTEINE

Atty. Docket No.: TPIP021

Examiner: Unassigned

Group: 1614

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, PO Box 1450, Alexandria, VA 22313 on

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INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §§1.56 AND 1.97(c)

Assistant Commissioner for Patents PO Box 1450 Alexandria, VA 22313

Dear Sir:

The references listed in the attached PTO Form 1449, copies of which are attached, may be material to examination of the above-identified patent application. Applicants submit these references in compliance with their duty of disclosure pursuant to 37 CFR §§1.56 and 1.97. The Examiner is requested to make these references of official record in this application.

This Information Disclosure Statement is not to be construed as a representation that a search has been made, that additional information material to the examination of this application does not exist, or that these references indeed constitute prior art.

This Information Disclosure Statement is believed to be filed before the mailing date of a first Office Action on the merits. Accordingly, it is believed that no fees are due in connection with the filing of this Information Disclosure Statement. However, if it is determined that any fees are due, the Commissioner is hereby authorized to charge such fees to Deposit Account No. 50-2626(Order No. TPIP021).

Respectfully submitted,

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m 1449 (Modified)

Information Disclosure Statement By Applicant Atty Docket No. TPIP021

Application No.: 10/695,291 Inventor Hua Tang et al.

Group 1614

Filing Date October 28, 2003

(Use Several Sheets if Necessary)

U.S. Patent Documents

| Examiner | | | | | - | Sub- | Filing |
|----------|-----|--------------|------------|-------------------|-------|-------|--------|
| Initial | No. | Patent/ Pub | Date | Patentee | Class | Class | Date |
| | | No. | | | | | |
| | A | 2003/0173547 | 11/21/2002 | Jones et al. | | | |
| | В | 2003/0165544 | 9/4/2003 | Mishra et al. | | | |
| | C | 4,056,635 | 11/1/1977 | Glen et al. | | | |
| | D | 4,452,817 | 6/5/1984 | Glen et al. | | | |
| | E | 4,798,846 | 1/17/1989 | Glen et al. | - | | |
| | F | 5,637,625 | 6/10/1997 | Haynes | | | |
| | G | 5,731,355 | 3/24/1998 | Jones et al. | | | |
| | Н | 6,028,108 | 2/22/2000 | George | | | |
| | Ι | 6,100,302 | 8/8/2000 | Pejaver et al. | | | |
| | J | 6,140,373 | 10/31/2000 | May et al. | | | |
| | K | 6,140,374 | 10/31/2000 | May et al. | | | |
| | L | 6,147,122 | 11/14/2000 | Mirejovsky et al. | | | |
| | M | 6,150,423 | 11/21/2000 | Carpenter | | | |
| | N | 6,177,477 | 1/23/2001 | George et al. | | | |
| | 0 | 6,534,547 | 3/18/2003 | Carpenter | | | |
| | P | 6,399,087 | 6/4/2002 | Zhang et al. | | | |

Foreign Patent or Published Foreign Patent Application

| Examiner | | Document | Publication | Country or | | Sub- | Trans | slation |
|----------|-----|----------|-------------|---------------|-------|-------|-------|---------|
| Initial | No. | No. | Date | Patent Office | Class | class | Yes | No |
| | Q | 96/29064 | 9/26/1996 | WO | | | | |
| | R | 01/89474 | 11/29/2001 | WO | | | | |
| | S | 01/89514 | 11/29/2001 | WO | | | | |

Other Documents

| Examiner Initial | No. | Author, Title, Date, Place (e.g. Journal) of Publication |
|---------------------|-----|---|
| | Т | Wachowski, Ireneusz et al., "The Growth of Microorganisms in Propofol and Mixtures of Propofol and Lidocaine", International Anesthesia Research Society, Anesth Analg 1999;88: 209-212 |

| MAY 1 3 200 | 1026 | | |
|------------------|----------|---|--|
| PERFECT PRADERIE | | U | Han, Jihong et al., "Physical Properties and Stability of Two Emulsion Formulations of Propofol" International Journal of Pharmaceutics 21 (2001) pgs. 207-220 |
| | Examiner | | Date Considered |

Examiner: Initial citation considered. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.